

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

WEDNESDAY, THE 7TH FEBRUARY 2007 / 18TH MAGHA 1928

WP(C).No. 27623 of 2006(L)

PETITIONERS:

- 1. HINDUSTAN ORGANIC CHEMICALS WORKERS
UNION, AMBALAMUGAL, KOCHI, REPRESENTED BY
GENERAL SECRETARY, SRI.K.S.PRAKASAN.**
- 2. HINDUSTAN ORGANIC STAFF AND WORKERS
UNION, AMBALAMUGAL, KOCHI,
REPRESENTED BY SRI.K.K.PAVITHRARAJAN.**
- 3. HINDUSTAN ORGANIC CHEMICALS
EMPLOYEES UNION, AMBALAMUGAL, KOCHI,
REPRESENTED BY SRI.K.K.RAJAN.**

**BY ADV. SRI.M.RAJASEKHARAN NAYAR
SRI.JOHN K.JOSEPH(SAJAN)
SMT.K.N.RAJANI
SMT.MANJUSHA MOHANDAS**

RESPONDENTS:

- 1. UNION OF INDIA,
REPRESENTED BY THE SECRETARY, MINISTRY OF LABOUR,
NEW DELHI.**
- 2. EMPLOYEES STATE INSURANCE CORPORATION,
REPRESENTED BY REGIONAL MANAGER, THRISSUR.**
- 3. HINDUSTAN ORGANIC CHEMICALS,
REPRESENTED BY ITS CHAIRMAN AND MANAGING DIRECTOR,
AMBALAMUGAL, KOCHI 682 302.**

**BY ADV. SRI.S.ABILASH, CGC
SRI.P.SANKARANKUTTY NAIR, SC, ESI CORPN
SRI.JOHN VARGHESE, ASST.SG**

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 07/02/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

APPENDIX

PETITIONER'S EXHIBITS:

- EXT.P1: COPY OF THE JUDGMENT IN WP(C) NO.32202 OF 2004 BEFORE THE HONOURABLE HIGH COURT DTD. 3/11/2004.
- EXT.P2: COPY OF THE LETTER NO.P&A/2006/2319 ISSUED BY THE 3RD RESPONDENT DTD. 7/10/2006.
- EXT.P3: COPY OF THE EXEMPTION ORDER DTD. 3/02/2005.
- EXT.P4: COPY OF THE APPLICATION FOR EXEMPTION FILED BY THE PETITIONERS DTD. 29/07/2006.
- EXT.P5: COPY OF THE EXEMPTION FROM THE OPERATION OF G.S.R.591(E) OF 2006 DTD. 22/09/2006.
- EXT.P6: COPY OF THE APPLICATION FOR EXEMPTION SUBMITTED THROUGH THE MINISTRY OF CHEMICALS AND FERTILISERS DD. 5/08/2006.
- EXT.P7; COPY OF THE MEDICAL BENEFITS PROVIDED BY THE 3RD RESPONDENT.

/TRUE COPY/

Kss

THOTTATHIL B.RADHAKRISHNAN, J

W.P(C).No.27623 OF 2006

Dated this the 7th day of February, 2007

JUDGMENT

Heard.

2. Let Exts.P4 and P6 be taken up, considered and disposed of by the competent among the respondents, in accordance with law, after affording an opportunity of hearing to the petitioners. If Ext.P1 is relevant, that will also be taken note of. Such decision shall be taken as expeditiously as possible, at any rate, within a period of four months from the date of receipt of a copy of this judgment. Until then, the interim order passed in this case, which governs the parties as of now, will continue.

The writ petition is disposed of with the above direction.

THOTTATHIL B.RADHAKRISHNAN
Judge

k kb.